

SENATE BILL 3092

By Herron

AN ACT to amend Tennessee Code Annotated, Title 39;
Title 40; Title 67; Title 68 and Title 71, relative to
sexual activity by minors.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 39, Chapter 17, Part 9, is amended by adding the following as a new section:

(a) It is an offense for a person eighteen (18) years of age or older who owns, manages or otherwise operates a business or retail establishment to knowingly allow a person who is seventeen (17) years of age or younger to engage in sexual activity, or to engage in patently offensive simulated sexual activity, as such terms are defined in § 39-17-1002, on the property of that business or retail establishment.

(b) A violation of subsection (a) is a Class D felony, provided, that if the minor is less than thirteen (13) years of age, the violation is a Class C felony.

(c) Nothing in this section shall deprive a court of any authority to decree a forfeiture of property, suspend or cancel a license, declare the establishment a nuisance or impose costs and other monetary obligations if specifically authorized by law.

SECTION 2. This act shall take effect July 1, 2012, the public welfare requiring it.